**DOCKET NO.:** UPFF-0004 / N2437 **Application No.:** 10/053,085

Office Action Dated: May 8, 2008

PATENT REPLY FILED PURSUANT TO 37 CFR § 1.116

## **Listing of Claims**

This listing of claims supersedes all previous listings of claims.

## What is Claimed:

1. (Canceled)

2. (Previously presented) The fuel cell according to claim 62, wherein the hydrocarbon is a petroleum distillate.

3. (Previously presented) The fuel cell according to claim 2, wherein the petroleum distillate is selected from the group consisting of gasoline, diesel oil, naphtha, JP-4, JP-5, JP-8, kerosene, motor oil, natural gas, fuel oil, and mixtures thereof.

4. (Previously presented) The fuel cell according to claim 3, wherein the petroleum distillate is selected from the group consisting of JP-4, JP-5, JP-8, and mixtures thereof.

5. (Previously presented) The fuel cell according to claim 3, wherein the petroleum distillate is selected from the group consisting of naptha, kerosene, fuel oil, and mixtures thereof.

6. (Previously presented) The fuel cell according to claim 3, wherein the petroleum distillate is selected from the group consisting of gasoline, diesel oil, natural gas, and mixtures thereof.

7. (Original) The fuel cell according to claim 2, wherein the hydrocarbon comprises an alcohol.

8. (Previously presented) The fuel cell according to claim 7, wherein the alcohol is selected from the group consisting of methanol, ethanol, and mixtures thereof.

9. (Previously presented) The fuel cell according to claim 2, wherein the hydrocarbon is

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selected from the group consisting of dry methane, butane, toluene, decane, and mixtures

thereof.

10. (Previously presented) The fuel cell according to claim 62, wherein the sulfur containing

hydrocarbon fuel has a sulfur content of from about 1 ppm to about 1000 ppm.

11. (Original) The fuel cell according to claim 10, wherein the sulfur-containing

hydrocarbon fuel has a sulfur content of from about 10 pprn to about 1000 ppm.

12. (Original) The fuel cell according to claim 11, wherein the sulfur-containing

hydrocarbon fuel has a sulfur content of from about 20 pprn to about 1000 ppm.

13. (Original) The fuel cell according to claim 12, wherein the sulfur-containing

hydrocarbon fuel has a sulfur content of from about 100 pprn to about 1000 ppm.

14. (Original) The fuel cell according to claim 13, wherein the sulfur-containing

hydrocarbon fuel has a sulfur content of from about 250 pprn to about 1000 ppm.

15. (Currently amended) The fuel cell according to claim [[4]] 62, wherein the solid

electrolyte is an oxide ion conducting material.

16. (Previously presented) The fuel cell according to claim 15, wherein the oxide ion

conducting material is selected from the group consisting of doped ceria, doped zirconia,

and doped lanthanum gallate.

17. (Previously presented) The fuel cell according to claim 16, wherein the doped ceria is

selected from the group consisting of gadolinium doped ceria, samarium-doped ceria,

yttria-doped ceria, and mixtures thereof.

18. (Previously presented) The fuel cell according to claim 15, wherein the oxide ion

conducting material is yttria-doped zirconia.

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19. (Previously presented) The fuel cell according to claim 16, wherein the doped zirconia is

scandium-doped zirconia.

20. (Canceled)

21 (Previously presented) The process according to claim 63, wherein the hydrocarbon

is a petroleum distillate.

22. (Previously presented) The process according to claim 21, wherein the petroleum

distillate is selected from the group consisting of gasoline, diesel oil, naphtha, JP-4, JP-5,

JP-8, kerosene, motor oil, natural gas, fuel oil, and mixtures thereof.

23. (Previously presented) The process according to claim 22, wherein the petroleum

distillate is selected from the group consisting of JP-4, JP-5, JP-8, and mixtures thereof.

24. (Previously presented) The process according to claim 22, wherein the petroleum

distillate is selected from the group consisting of naphtha, kerosene, fuel oil, and mixtures

thereof.

25. (Original) The process according to claim 22, wherein the petroleum distillate comprises

gasoline.

26. (Original) The process according to claim 22, wherein the petroleum distillate comprises

diesel oil.

27. (Previously presented) The process according to claim 63, wherein the hydrocarbon

is selected from the group consisting of alcohols, dry methanes, butane, toluene, decane,

and mixtures thereof.

28. (Original) The process according to claim 27, wherein the hydrocarbon comprises an

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alcohol.

29. (Previously presented) The process according to claim 28, wherein the alcohol is

selected from the group consisting of methanol, ethanol, and mixtures thereof.

30. (Currently amended) The process according to claim 63, wherein the sulfur containing

hydrocarbon has a sulfur content of from about 10 ppm to about 1000 ppm.

31 .-53. (Canceled without prejudice)

54. (Canceled)

55. (Previously presented) The fuel cell of claim 62, wherein the anode further comprises

copper deposited in the pores.

56. (Previously presented) The process of claim 63, wherein the anode further

comprises copper deposited in the pores.

57. (Canceled)

58. (Previously presented) The fuel cell of claim 65, wherein the anode further

comprises copper deposited in the pores.

59. (Canceled)

60. (Previously presented) The process of claim 66, wherein the anode further

comprises copper deposited in the pores.

61. (Canceled)

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62. (Currently amended) A solid oxide fuel cell that directly operates with a sulfur-containing

hydrocarbon fuel that does not have to undergo prior treatment to remove organic sulfur

compounds comprising:

(a) a solid electrolyte comprising an electronic insulator which allows transfer of

anions;

(b) an essentially nickel-free porous anode containing at least ceria deposited in the

pores;

(c) a cathode;

(d) a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from

about 1 ppm to about 5000 ppm; and

(e) an oxygen source;

wherein at least the solid electrolyte and porous anode form a porous anode layer and a

dense solid electrolyte layer, wherein like particles of the porous anode and the solid

electrolyte are bonded together, the porous anode layer comprising a porous ceramic and

further deposited with at least ceria to form a porous anode with at least ceria deposited in the

pores,

the solid electrolyte and the porous anode in physical contact with one another, and

essentially the entirety of the physical contact between the solid electrolyte and the

porous anode comprising physical contact between the solid electrolyte and the

porous ceramic of the composite anode.

63. (Currently amended) A process of producing electrical energy, comprising:

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(a) providing a solid oxide fuel cell that directly operates with a sulfur-containing hydrocarbon fuel that does not have to undergo prior treatment to remove organic sulfur compounds, the solid oxide fuel cell comprising: a solid oxide electrolyte that is an electronic insulator which allows transfer of anions; an essentially nickel-free porous anode containing at least ceria deposited in the pores and comprising a porous ceramic; and a cathode,

wherein at least the solid oxide electrolyte and porous anode form a porous anode layer and a dense solid electrolyte layer, wherein like particles of the porous anode and the solid electrolyte are bonded together prior to depositing at least ceria into the pores of the anode to form a porous anode with at least ceria deposited in the pores, the solid electrolyte and the porous ceramic-metal composite anode in physical contact with one another,

essentially the entirety of the physical contact between the solid electrolyte and the porous anode comprising physical contact between the solid electrolyte and the porous ceramic of the composite anode;

- (b) contacting said cathode with an oxygen source; and
- (c) contacting said porous anode with a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from about 1 ppm to about 5000 ppm.
- 64. (Currently amended) A solid oxide fuel cell that directly operates with a sulfur-containing hydrocarbon fuel that does not have to undergo prior treatment to remove organic sulfur compounds comprising:
- (a) a solid electrolyte comprising an electronic insulator which allows transfer of anions;
- (b) an essentially nickel-free porous ceramic-metal composite anode containing at Page 7 of 19

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least copper deposited in the pores and comprising a porous ceramic;

(c) a cathode;

(d) a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from

about 1 ppm to about 5000 ppm; and

(e) an oxygen source;

wherein at least the solid electrolyte and porous anode form a porous anode layer and

a dense solid electrolyte layer, wherein like particles of the porous anode and the solid

electrolyte are bonded together, the solid electrolyte and the porous ceramic-metal

composite anode in physical contact with one another,

essentially the entirety of the physical contact between the solid electrolyte and the porous

ceramic-metal composite anode comprising physical contact between the solid electrolyte and

the porous ceramic of the composite anode, and the porous anode layer further deposited with

a salt of at least copper to form a porous anode with at least copper deposited in the pores.

65. (Currently amended) A solid oxide fuel cell that directly operates with a sulfur-containing

hydrocarbon fuel comprising:

(a) a solid electrolyte comprised of an electronic insulator which allows transfer of

anions; an essentially nickel-free porous anode containing at least ceria deposited

in the pores and comprising a porous ceramic; and a cathode;

(b) a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from

about 1 ppm to about 5000 ppm; and

(c) an oxygen source,

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wherein like particles of the porous anode and the solid electrolyte are bonded together, and the solid electrolyte and the anode being in physical contact with one another, and

essentially the entirety of the physical contact between the solid electrolyte and the composite anode comprising physical contact between the solid electrolyte and the porous ceramic of the composite anode.

- 66. (Currently amended) A process of producing electrical energy, comprising:
- (a) providing a solid oxide fuel cell that directly operates with a sulfur-containing hydrocarbon fuel, the solid oxide fuel cell comprising a solid oxide electrolyte that is an electronic insulator which allows transfer of anions; an essentially nickel-free porous anode containing at least ceria deposited in the pores and comprising a porous ceramic; and a cathode;
- (b) contacting said cathode with an oxygen source; and
- (c) contacting said porous anode with a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from about 1 ppm to about 5000 ppm; wherein like particles of the porous anode and the solid electrolyte are bonded together, the solid oxide electrolyte and the porous anode being in physical contact with one another,

essentially the entirety of the physical contact between the solid electrolyte and the composite anode comprising physical contact between the solid electrolyte and the porous ceramic of the composite anode.

- 67. (Currently amended) A solid oxide fuel cell that directly operates with a sulfur-containing hydrocarbon fuel comprising:
- (a) a solid electrolyte comprising an electronic insulator which allows transfer of

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anions;

an essentially nickel-free porous ceramic-metal composite anode <u>comprising a porous</u> ceramic and at least copper deposited in the pores,

the solid electrolyte and the composite anode in physical contact with one another,

essentially the entirety of the physical contact between the solid electrolyte and the

composite anode comprising physical contact between the solid electrolyte and the

porous ceramic of the composite anode; and

a cathode;

(b) a fuel comprising a sulfur-containing hydrocarbon having a sulfur content of from

about 1 ppm to about 5000 ppm; and

(c) an oxygen source;

wherein like particles of the porous anode and the solid electrolyte are bonded together.